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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. *2012-176*

12 **ALODIA BALIN ABEJUELA**
13 **10202 Mustang Ranch**
San Antonio, TX 78254

A C C U S A T I O N

14 **Registered Nurse License No. 624466**

15 Respondent.

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18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
22 Consumer Affairs.

23 2. On or about August 18, 2003, the Board of Registered Nursing issued Registered
24 Nurse License Number 624466 to Alodia Balin Abejuela (Respondent). The Registered Nurse
25 License was in full force and effect at all times relevant to the charges brought herein and will
26 expire on January 31, 2013, unless renewed.
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JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

....

"(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.

6. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

1 **CAUSE FOR DISCIPLINE**

2 (Out of State Discipline)

3 8. Respondent is subject to disciplinary action for unprofessional conduct under section
4 2761, subdivision (a)(4), in that Respondent has been subjected to out of state discipline as
5 follows:

6 A. Effective January 27, 2011, in the disciplinary matter entitled *In the Matter of*
7 *Registered Nurse License Number 700646 issued to Alodia Balin Abejuela*, the Texas Board of
8 Nursing ratified and adopted the Agreed Order of December 13, 2010, as its final Order.
9 Pursuant to the Order, Respondent received the sanction of a warning with stipulations, including
10 that Respondent shall pay a fine of \$500 and, within one year of entry of the Order, successfully
11 complete courses in Texas jurisprudence and ethics, and in critical thinking skills. Further,
12 conditions were placed on Respondent's nursing practice in Texas, including that Respondent
13 must provide direct patient care in a clinical setting for at least 64 hours per month for one year,
14 that she must be supervised, and must provide notice of the Order to employers. The disciplinary
15 action was based on the revocation of Respondent's license to practice nursing in the Philippines
16 effective on or about May 8, 2008.

17 B. Effective May 8, 2008, pursuant to the Decision in Administrative Case
18 No. 447, entitled *Estrella Padre-Collado vs. Alodia Balin-Abejuela*, Respondent's license to
19 practice the nursing profession in the Philippines was revoked by the Board of Nursing, Republic
20 of the Philippines Professional Regulation Commission, Manila, Philippines. The revocation was
21 based upon allegations that Respondent committed plagiarism in obtaining her degree of Master
22 of Arts in Nursing at the University of the City of Manila. Pursuant to Resolution No. 2935,
23 Respondent's degree of Master of Arts in Nursing was revoked by the University in or around
24 November 2006.

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1 PRAYER

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Board of Registered Nursing issue a decision:

4 1. Revoking or suspending Registered Nurse License Number 624466, issued to Alodia
5 Balin Abejuela.;

6 2. Ordering Alodia Balin Abejuela to pay the Board of Registered Nursing the
7 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
8 Professions Code section 125.3;

9 3. Taking such other and further action as deemed necessary and proper.
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12 DATED: September 26, 2011 Stacie' Ben
13 for LOUISE R. BAILEY, M.ED., RN
14 Executive Officer
15 Board of Registered Nursing
16 Department of Consumer Affairs
17 State of California
18 Complainant
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